IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4523 OF 2004

Narhar Dinkar Khomane ... Applicant

versus

State of Maharashtra ... Respondent

...

Mr. Shahdeep Peerzade i/by Mr. Deepak Girme, for the Applicant.

Mr. K.V. Saste, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

9th December 2004

P.C.:

. Heard Counsel for the parties. The learned A.P.P. informs on the basis of instructions that the trial is in progress and the next date of hearing is 24th December 2004. There is no reason to doubt the correctness of this statement. The fact, however, remains that the offence for which the Applicant is being tried relates back to the year 1985. This Court had already directed the trial Court to conclude

the trial preemptorily before 31st December 2002. Two years have rolled by, but the trial is still in progress. The trial Court shall ensure that the case is heard on day to day basis and finally disposed of on or before 30th April 2005. Both the parties shall co-operate the trial Court for early disposal of the case. In case the trial Court is of the opinion that the Applicant is responsible for the delay of the trial in any manner hereafter, that fact be recorded in the roznama, which can be taken into account as and when occasion arises. Petition disposed of on the above terms.

(A.M.KHANWILKAR,J.)